

# ELLIS:LAWHORNE

John J. Pringle, Jr.  
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July 14, 2006

## FILED ELECTRONICALLY AND FIRST-CLASS MAIL SERVICE

The Honorable Charles L.A. Terreni  
Executive Director  
**South Carolina Public Service Commission**  
Post Office Drawer 11649  
Columbia, South Carolina 29211

RE: Petition(s) of Charter Fiberlink SC – CCO, LLC for Arbitration of Certain Terms and Conditions of Proposed Agreement with Chesnee Telephone Company, Inc., West Carolina Rural Telephone, Lockhart Telephone Company, and Piedmont Rural Telephone Cooperative, Inc. Concerning Interconnection Under the Communications Act of 1934, as Amended by the Telecommunications Act of 1996  
**Docket Nos. 2006-137-C, 2006-138-C, 2006-139-C, and 2006-142-C**

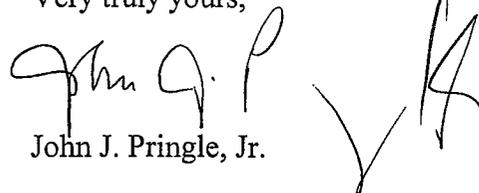
Dear Mr. Terreni:

Enclosed please the original and one (1) copy of the **Motion for Admission Pro Hac Vice of Charles Gerkin** for filing on behalf of Charter Fiberlink SC – CCO, LLC in the above-referenced dockets. By copy of this letter, I am serving the originals of these documents, along with the requested filing fees with the Supreme Court and copying all parties of record with this document.

Please acknowledge your receipt of this document by file-stamping the copy of this letter enclosed, and returning it in the enclosed envelope. If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Very truly yours,

  
John J. Pringle, Jr.

JJP/cr

cc: Clerk of Court, Supreme Court of South Carolina (originals)  
Charles A. Hudak, Esquire/Charles Gerkin, Esquire  
John Bowen/Margaret Fox, Esquire  
C. Lessie Hammonds, Esquire

Enclosures

**THIS DOCUMENT IS AN EXACT DUPLICATE OF THE E-FILED COPY SUBMITTED TO THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING INSTRUCTIONS.**

**BEFORE THE  
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**

In Re: )  
)  
Petition of Charter Fiberlink SC – CCO, )  
LLC for Arbitration of Certain Terms and )  
Conditions of Proposed Agreement with ) Docket No. 2006-137-C  
Chesnee Telephone Company, Inc. )  
Concerning Interconnection under the )  
Communications Act of 1934, as amended )  
by the Telecommunications Act of 1996 )

In Re: )  
)  
Petition of Charter Fiberlink SC – CCO, )  
LLC for Arbitration of Certain Terms and )  
Conditions of Proposed Agreement with ) Docket No. 2006-138-C  
West Carolina Rural Telephone )  
Cooperative Concerning Interconnection )  
under the Communications Act of 1934, as )  
amended by the Telecommunications Act )  
of 1996 )

In Re: )  
)  
Petition of Charter Fiberlink SC – CCO, )  
LLC for Arbitration of Certain Terms and )  
Conditions of Proposed Agreement with ) Docket No. 2006-139-C  
Lockhart Telephone Company Concerning )  
Interconnection under the )  
Communications Act of 1934, as amended )  
by the Telecommunications Act of 1996 )

In Re: )  
)  
Petition of Charter Fiberlink SC – CCO, )  
LLC for Arbitration of Certain Terms and )  
Conditions of Proposed Agreement with ) Docket No. 2006-142-C  
Piedmont Rural Telephone Cooperative, )  
Inc. Concerning Interconnection under the )  
Communications Act of 1934, as amended )  
by the Telecommunications Act of 1996 )

COMES NOW, Charles V. Gerkin, Jr., applicant herein, and respectfully  
represents the following:

1. Applicant resides at 3291 Francine Drive, Decatur, DeKalb County, Georgia 30033, Telephone: 770/414-4097.
2. Applicant is an attorney and Senior Counsel to the law firm of Friend, Hudak & Harris, LLP with offices at Three Ravinia Drive, Suite 1450 Atlanta, Georgia 30346, Telephone: 770/399-9500, Fax Number: 770/234-5965.
3. Applicant has been retained as a contractor to the above named law firm to provide legal representation in connection with the above case now pending before the Public Service Commission of South Carolina.
4. Since October of 1981, applicant has been, and presently is, a member in good standing of the bar of the State Bar of Georgia where applicant regularly practices law. Attached is a certificate of good standing. Since February 18, 1982, applicant has been, and presently is, a member in good standing of the bar of the Supreme Court of the State of Georgia, the highest court of the state where applicant regularly practices law.
5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:	Date Admitted:
Court of Appeals of Georgia	February 18, 1982
United States District Court for the Northern District of Georgia	February 18, 1982
United States Court of Appeals for the District of Columbia Circuit	April 19, 1984
United States Court of Appeals for the Sixth Circuit	January 14, 1990
United States Court of Appeals for the Eleventh Circuit	June 28, 1989

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below:

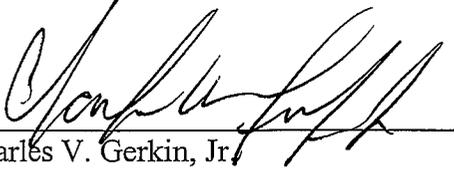
Applicant was removed from the bar of the United States Court of Appeals for the Eleventh Circuit in approximately August, 1994 for non-payment of library fees.

Applicant was re-admitted to the bar of the United States Court of Appeals for the Eleventh Circuit on June 20, 2000. Applicant was placed in inactive status on August 1, 2005, and may resume active status at any time by paying a ten dollar (\$10.00) fee.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency.
7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked.
8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked
9. Local counsel of record associated with applicant in this case is John J. Pringle, Jr. of Ellis, Lawhorne & Sims, P.A., 1501 Main Street, 5<sup>th</sup> Floor, Columbia SC 29201 Telephone: 803/343-1270.
10. Applicant has not previously filed an application to appear *pro hac vice* in any South Carolina cases.
11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize himself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 13 day of July, 2006.



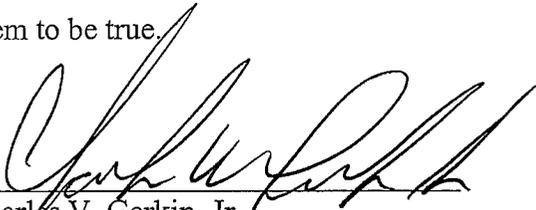
Charles V. Gerkin, Jr.  
APPLICANT

**VERIFICATION**

STATE OF GEORGIA                    )

COUNTY OF DEKALB                 )

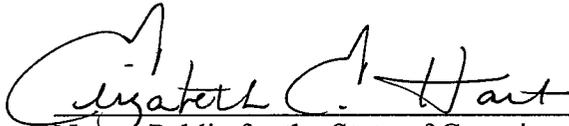
I, Charles V. Gerkin, Jr., do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.



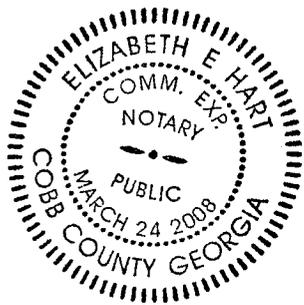
Charles V. Gerkin, Jr.  
APPLICANT/AFFILIANT

Subscribed and sworn to before me

this 13<sup>th</sup> day of July, 2006.



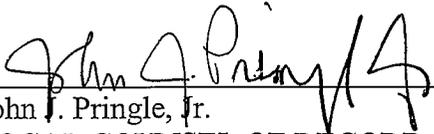
Notary Public for the State of Georgia  
My Commission Expires: March 24, 2008



**LOCAL COUNSEL CONSENT**

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 14<sup>th</sup> day of July, 2006.

  
\_\_\_\_\_  
John F. Pringle, Jr.  
LOCAL COUNSEL OF RECORD

**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 14<sup>th</sup> day of July, 2006.



\_\_\_\_\_  
Carol Roof

# STATE BAR OF GEORGIA



Lawyers Serving the Public and the Justice System

Mr. Charles Vincent Gerkin Jr.  
Charles V Gerkin Jr Attorney at Law  
Suite 313  
3939 E LaVista Road  
Tucker, GA 30084

**CURRENT STATUS:** Active Member-Good Standing

**DATE OF ADMISSION TO PRACTICE:** 10/30/1981

**Attorney Bar Number:** 291625

**Today's Date:** July 12, 2006

Listed below are the disciplinary actions, if any, which have been taken against this member:

State Disciplinary Board Docket #	Supreme Court Docket #	Disposition
NA	NA	N/A

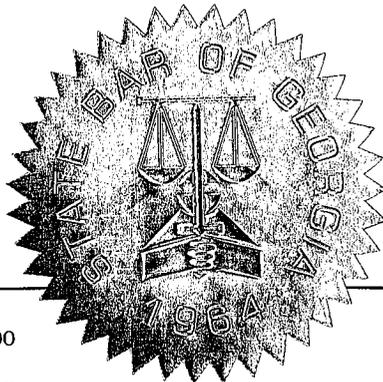
The prerequisites for practicing law in the State of Georgia are as follows:

- Must be certified by the Office of Bar Admissions, either by Exam, or on Motion (Reciprocity).
- Sworn in to the Superior Court in Georgia, which is the highest court needed for individuals to practice law in the State of Georgia.
- Enrolled with the State Bar of Georgia, which is an arm of the Supreme Court of Georgia.

Attorneys licensed in Georgia and whose membership is current are eligible to practice law in Superior Court. Attorneys may, upon application, apply for admission to the Supreme, District and State Court of Appeals.

Under the privacy/confidentiality provision of the Bar Rule 4-221(d), any complaint against a member resolved prior to the filing and docketing of a disciplinary case in the Supreme Court is not a matter of public record, and may not be revealed without a waiver from the member. It is the policy of the State Bar of Georgia to answer any inquiry about a member by disclosing only those complaints that have been docketed in the Supreme Court. With respect to matters that are currently pending as active, undocketed cases, when an inquiry is received, the State Bar of Georgia shall not disclose the existence of those complaints. Such non-disclosure should not be construed to confirm the existence of confidential complaints since the vast majority of members in good standing are not the subjects of such confidential complaints.

This member is currently in "good standing" as termed and defined by State Bar Rule 1-204. The member is current in license fees and is not suspended or disbarred as of the date of this letter.



**STATE BAR OF GEORGIA**

*Toni Peterson*

Official Representative of State Bar of Georgia

**HEADQUARTERS**

104 Marietta Street, Suite 100  
Atlanta, Georgia 30303  
(404) 527-8700 ■ (800) 334-6865  
FAX (404) 527-8717  
www.gabar.org

**SOUTH GEORGIA**

244 E. Second Street (Zip 31794)  
P.O. Box 1390  
Tifton, Georgia 31793-1390  
(229) 387-0446 ■ (800) 330-0446  
FAX (229) 382-7435